

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
LILLIE CARTER,

Plaintiff,

v.

UNITED STATES OF AMERICA, ABRAHAM
CONTRERAS,

Defendants.
----- X

ECF CASE

**STIPULATION AND PROPOSED
ORDER OF PARTIAL DISMISSAL**

07 Civ. 11183 (HBP)

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6-30-08

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff Lillie Carter and Defendants the United States of America and Abraham Contreras, by and through their respective counsel:

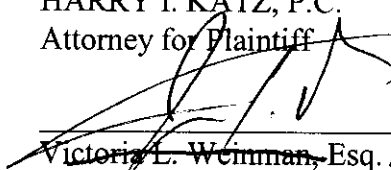
1. Pursuant to 28 U.S.C. § 2679(b)(1) and Federal Rule of Civil Procedure 41(a)(2), Plaintiff's claims against Abraham Contreras are dismissed with prejudice and without costs or attorneys' fees to any party;

2. All future pleadings and papers filed in this action shall reflect the following amended caption: "Lillie Carter, Plaintiff, v. United States of America, Defendant."

Dated: New York, New York
May __, 2008

HARRY I. KATZ, P.C.
Attorney for Plaintiff

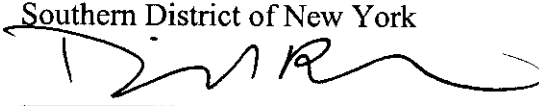
By:


~~Victoria L. Weinman, Esq.~~ HARRY I. KATZ, Esq.
61-25 Utopia Parkway
Fresh Meadows, NY 11365
(718) 463-3700

Dated: New York, New York
~~May __, 2008~~
June 16, 2008

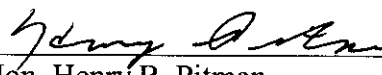
MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York

By:


DAVID BOBER
Assistant United States Attorney
86 Chambers Street, 3rd Floor
New York, NY 10007
(212) 637-2718

SO ORDERED.

Dated: New York, New York
May __, 2008
JUN 27, 2008


Hon. Henry B. Pitman
United States Magistrate Judge